

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Wayne County v Wayne County Retirement Commission**

Docket No. **259849**

L.C. No. **04-431663-AW**

William C. Whitbeck, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10),
orders:

The motion for immediate consideration is GRANTED.

The claim of appeal from the November 1, 2004 judgment in plaintiff's favor is DISMISSED for lack of jurisdiction in view of the fact that appellants are not parties to the matter below as shown by the October 20, 2004 order denying their motion to intervene. MCR 7.203(A). If appellants still want to challenge the orders in question, they must file a delayed application for leave to appeal under MCR 7.205. See MCR 7.203(B)(1).

The motion for expedited appeal or, in the alternative, consideration under Administrative Order 2004-5 is DENIED as the above determination has rendered it moot.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

JAN - 5 2005

Date

Sandra Schultz Mengel
Chief Clerk